NOW COMES *(Staff member’s name)*, being duly sworn and hereby deposes and states as follows:

1. I am a (*Insert Job Title*), employed by the Vermont Department of Corrections.

2. On *(Date)* while on duty at *(Facility or Field Name and Location)* I was tasked to collect DNA samples for placement into the State of Vermont’s DNA Database and Databank from a list given to me by *(Staff member’s name)*.

3. I met with inmate (*Inmate’s/Offender’s name*) on (*Date*). I informed (*Inmate’s/Offender’s name)* that I was there to collect a DNA sample as required by statute based on their conviction for (*Insert Qualifying Offense(s) and Docket #*) and I asked if (he or she) was willing to provide one. (He or she) refused to provide a sample.

4. I informed (*Inmate’s/Offender’s name)* that (he or she) could refuse to provide a DNA sample in accordance with DOC Directive 409.03. I also informed (him or her) that if (he or she) refused to provide a DNA sample, (he or she) would be required to sign the DOC’s DNA Testing Refusal Form, and that I would be filing an affidavit with the court in accordance with Department Directive 409.03 to obtain a court order to legally take a sample without (his or her) consent. (*Inmate’s/Offender’s name)* indicated that (he or she) would not comply with the request for a DNA sample and (refused to sign the Refusal Form or signed the Refusal Form.)

5. I then signed the refusal form and indicated that the inmate refused to sign such form. This refusal was witnessed by (*Staff’s name*).

6. The facts recited herein are based on my personal knowledge and, so far as I rely on that knowledge, I believe them to be true.

DATED this (*Day*) day of (*Month)*, (*Year*)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ *( DOC staff name)*

Subscribed and sworn to before me

This this (*Day*) day of (*Month)*, (*Year*)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Notary Public